(Official Form 1) (04/07)

# Case:07-04167-BKT7 Doc#:1 Filed:07/26/07 Entered:07/26/07 20:58:48 Desc: Main al Form 1) (04/07) Document Page 1 of 36

United S Dist		<b>Voluntary Petition</b>			
Name of Debtor (if individual, enter Last, First, M APONTE FONTANEZ, MARCELINA	iddle):	Name of Joint Debtor (Spouse) (Last, First, Middle):			
All Other Names used by the Debtor in the last 8 y (include married, maiden, and trade names):  dba EL ALMENDRO	All Other Names used by the Joint Debtor in the last 8 years (include married, maiden, and trade names):				
Last four digits of Soc. Sec. No./Complete EIN or than one, state all): 9773	other Tax I.D. No. (if more	Last four digits of S than one, state all):		EIN or other Tax I.D. No. (if more	
Street Address of Debtor (No. & Street, City, State BEATRIZ WARD ROAD 1 KM 52.3	& Zip Code):	Street Address of Jo	oint Debtor (No. & Stree	et, City, State & Zip Code):	
CAYEY, PR	ZIPCODE 00736			ZIPCODE	
County of Residence or of the Principal Place of B Cayey	usiness:	County of Residence	ce or of the Principal Plac	ce of Business:	
Mailing Address of Debtor (if different from street HC 71 BOX 6970 BEATRIZ WARD	address)	Mailing Address of	Joint Debtor (if differen	at from street address):	
CAYEY, PR	ZIPCODE 00736	7		ZIPCODE	
Location of Principal Assets of Business Debtor (in	different from street address al	pove):		•	
				ZIPCODE	
Type of Debtor (Form of Organization)	Nature of F (Check on		the Petition	nkruptcy Code Under Which n is Filed (Check one box.)	
(Check one box.)  ✓ Individual (includes Joint Debtors)  See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP)  ☐ Partnership  ☐ Other (If debtor is not one of the above entities,	Health Care Business Single Asset Real Esta U.S.C. § 101(51B) Railroad Stockbroker Commodity Broker	te as defined in 11	☐ Chapter 7 ☐ Chapter 9 ☐ Chapter 11 ☐ Chapter 12 ☑ Chapter 13	☐ Chapter 15 Petition for Recognition of a Foreign Main Proceeding ☐ Chapter 15 Petition for Recognition of a Foreign Nonmain Proceeding	
check this box and state type of entity below.)	Clearing Bank Other  Tax-Exemp (Check box, if Debtor is a tax-exempt Title 26 of the United Internal Revenue Code	applicable.) organization under States Code (the		I U.S.C. business debts. red by an y for a	
Filing Fee (Check one	pox)	CI. I	Chapter 11 D	ebtors:	
Full Filing Fee attached  Filing Fee to be paid in installments (Applicable attach signed application for the court's consider is unable to pay fee except in installments. Rule 3A.	ration certifying that the debtor	Debtor is not a si Check if: Debtor's aggrega affiliates are less	mall business debtor as of ate noncontingent liquidathan \$2,190,000.	ned in 11 U.S.C. § 101(51D). defined in 11 U.S.C. § 101(51D). ated debts owed to non-insiders or	
Filing Fee waiver requested (Applicable to chap attach signed application for the court's consider		Acceptances of t	le boxes: iled with this petition	repetition from one or more classes of \$1126(b).	
Statistical/Administrative Information  Debtor estimates that funds will be available for distribution to unsecured creditors.  Debtor estimates that, after any exempt property is excluded and administrative expenses paid, there will be no funds available for distribution to unsecured creditors.					
Estimated Number of Creditors					
1- 50- 100- 200- 1,000- 49 99 199 999 5,000	5,001- 10,001- 25,0 10,000 25,000 50,0		Over 00,000		
	\$100,000 to				
\$10,000 \$100,000	\$1 million \$100 n	nillion \$100 i	million		
Estimated Liabilities  Storogo Storogo	\$100,000 to \$1 mil				

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Case:07-04167-BKT7 Doc#:1 Filed:07/26/07 Entered:07/26/07 20:58:48 Desc: Main (Official Form 1) (04/07) Page 2 of 36 Document FORM B1, Page 2 Name of Debtor(s): **Voluntary Petition** APONTE FONTANEZ, MARCELINA (This page must be completed and filed in every case) Prior Bankruptcy Case Filed Within Last 8 Years (If more than one, attach additional sheet) Date Filed: Case Number: Location Where Filed: None Location Case Number: Date Filed: Where Filed: Pending Bankruptcy Case Filed by any Spouse, Partner or Affiliate of this Debtor (If more than one, attach additional sheet) Name of Debtor: Case Number: Date Filed: None District: Relationship: Judge: Exhibit B Exhibit A (To be completed if debtor is an individual (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to whose debts are primarily consumer debts.) Section 13 or 15(d) of the Securities Exchange Act of 1934 and is I, the attorney for the petitioner named in the foregoing petition, declare requesting relief under chapter 11.) that I have informed the petitioner that [he or she] may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, and have Exhibit A is attached and made a part of this petition. explained the relief available under each such chapter. I further certify that I delivered to the debtor the notice required by § 342(b) of the Bankruptcy Code. X /s/ ROBERTO FIGUEROA CARRASQUILLO 7/26/07 Signature of Attorney for Debtor(s) Date **Exhibit C** Does the debtor own or have possession of any property that poses or is alleged to pose a threat of imminent and identifiable harm to public health Yes, and Exhibit C is attached and made a part of this petition. **▼** No Exhibit D (To be completed by every individual debtor. If a joint petition is filed, each spouse must complete and attach a separate Exhibit D.) Exhibit D completed and signed by the debtor is attached and made a part of this petition. If this is a joint petition: Exhibit D also completed and signed by the joint debtor is attached a made a part of this petition. **Information Regarding the Debtor - Venue** (Check any applicable box.) Debtor has been domiciled or has had a residence, principal place of business, or principal assets in this District for 180 days immediately preceding the date of this petition or for a longer part of such 180 days than in any other District. There is a bankruptcy case concerning debtor's affiliate, general partner, or partnership pending in this District. Debtor is a debtor in a foreign proceeding and has its principal place of business or principal assets in the United States in this District, or has no principal place of business or assets in the United States but is a defendant in an action or proceeding [in a federal or state court] in this District, or the interests of the parties will be served in regard to the relief sought in this District. Statement by a Debtor Who Resides as a Tenant of Residential Property (Check all applicable boxes.) Landlord has a judgment against the debtor for possession of debtor's residence. (If box checked, complete the following.) (Name of landlord or lessor that obtained judgment) (Address of landlord or lessor) Debtor claims that under applicable nonbankruptcy law, there are circumstances under which the debtor would be permitted to cure the entire monetary default that gave rise to the judgment for possession, after the judgment for possession was entered, and

Debtor has included in this petition the deposit with the court of any rent that would become due during the 30-day period after the filing

of the petition.

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#### **Voluntary Petition**

(This page must be completed and filed in every case)

Name of Debtor(s):

**APONTE FONTANEZ, MARCELINA** 

#### Signatures

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United State Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

#### $\mathsf{X}$ /s/marcelina aponte fontanez

Signature of Debtor

#### **MARCELINA APONTE FONTANEZ**

X

Signature of Joint Debtor

Telephone Number (If not represented by attorney)

July 26, 2007

Date

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

X

Signature of Foreign Representative

X

Printed Name of Foreign Representative

Date

#### Signature of Attorney

#### $\mathsf{X}$ /s/ ROBERTO FIGUEROA CARRASQUILLO

Signature of Attorney for Debtor(s)

#### **ROBERTO FIGUEROA CARRASQUILLO 203614**

Printed Name of Attorney for Debtor(s)

#### /S/R. FIGUEROA CARRASQUILLO ATTORNEY AT LAW

Firm Name

PO BOX 193677

Address

SAN JUAN, PR 00919-3677

(787) 744-7699

Telephone Number

July 26, 2007

Date

#### Signature of Non-Attorney Petition Preparer

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19B is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual

Printed Name of Authorized Individual

Title of Authorized Individual

X

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Date

Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

Official Form 1, Exhibit D (10/06)

Case:07-04167-BKT7 Doc#:1 Filed:07/26/07 Entered:07/26/07 20:58:48 Desc: Main Form 1, Exhibit D (10/06) Document Page 4 of 36 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No
APONTE FONTANEZ, MARCELINA	Chapter 13
Debtor(s)	

### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE WITH CREDIT COUNSELING REQUIREMENT

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors collection activities.
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 15 days after your bankruptcy case is filed.
□ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the five days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Must be accompanied by a motion for determination by the court.][Summarize exigent circumstances here.]
If the court is satisfied with the reasons stated in your motion, it will send you an order approving your request. You must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy case and promptly file a certificate from the agency that provided the briefing, together with a copy of any debt management plan developed through the agency. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. A motion for extension must be filed within the 30-day period. Failure to fulfill these requirements may result in dismissal of your case. If the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing, your case may be dismissed.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
<ul> <li>Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);</li> <li>Active military duty in a military combat zone.</li> </ul>
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.
I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ MARCELINA APONTE FONTANEZ

Date: July 26, 2007

Certificate Number: 03605-PR-CC-002202462

### **CERTIFICATE OF COUNSELING**

I CERTIFY that on July 17, 2007	, at	12:29	o'clock PM AST,
MARCELINA APONTE FONTANEZ		received	l from
Consumer Credit Counseling Service of PR, In	ic.		
an agency approved pursuant to 11 U.S.C.	§ 111 to	provide credit	counseling in the
District of Puerto Rico	, aı	n individual [c	or group] briefing that complied
with the provisions of 11 U.S.C. §§ 109(h)	and 111.		
A debt repayment plan was not prepared	If a d	ebt repayment	plan was prepared, a copy of
the debt repayment plan is attached to this	certificat	e.	
This counseling session was conducted in p	person		·
Date: July 17, 2007	Ву	/s/Veronica Ca	ardona Vernica Cardona
	Name	Veronica Card	lona
	Title	Counselor	

<sup>\*</sup> Individuals who wish to file a bankruptcy case under title 11 of the United States Bankruptcy Code are required to file with the United States Bankruptcy Court a completed certificate of counseling from the nonprofit budget and credit counseling agency that provided the individual the counseling services and a copy of the debt repayment plan, if any, developed through the credit counseling agency. See 11 U.S.C. §§ 109(h) and 521(b).

# Case:07-04167-BKT7 Doc#:1 Filed:07/26/07 Entered:07/26/07 20:58:48 Desc: Main Document Page 6 of 36 United States Bankruptcy Court District of Puerto Rico

IN	N RE:		Case No.
ΑF	PONTE FONTANEZ, MARCELINA		Chapter 13
	Ι	Debtor(s)	•
	DISCLOSURE	OF COMPENSATION OF ATTORNEY	FOR DEBTOR
1.		Rule 2016(b), I certify that I am the attorney for the above-namuptcy, or agreed to be paid to me, for services rendered or to b s follows:	
	For legal services, I have agreed to accept		\$ <u>3,000.00</u>
	Prior to the filing of this statement I have receive	d	\$ <u>546.00</u>
	Balance Due		\$\$2,454.00
2.	The source of the compensation paid to me was:		
3.	The source of compensation to be paid to me is:	Debtor Other (specify):	
4.	I have not agreed to share the above-disclos	ed compensation with any other person unless they are member	rs and associates of my law firm.
	I have agreed to share the above-disclosed of together with a list of the names of the peop	compensation with a person or persons who are not members of the sharing in the compensation, is attached.	associates of my law firm. A copy of the agreement,
5.	In return for the above-disclosed fee, I have agre-	ed to render legal service for all aspects of the bankruptcy case,	including:
6.	<ul><li>b. Preparation and filing of any petition, sched</li><li>c. Representation of the debtor at the meeting</li></ul>	and rendering advice to the debtor in determining whether to fil- ules, statement of affairs and plan which may be required; of creditors and confirmation hearing, and any adjourned hearing oecedings and other contested bankruptey matters;  oseed fee does not include the following services:	
1	proceeding.	CERTIFICATION  of any agreement or arrangement for payment to me for represen	
-	<b>July 26, 2007</b> Date	/s/ ROBERTO FIGUEROA CARRASQU Signature o	<b>ILLO</b> of Attorney
		/S/R. FIGUEROA CARRASQUILLO ATT	ORNEY AT LAW

Name of Law Firm

# Case:07-04167-BKT7 Doc#:1 Filed:07/26/07 Entered:07/26/07 20:58:48 Desc: Main Document Page 7 of 36

Official Form 22C (Chapter 13) (04/07)

In re: APONTE FONTANEZ, MARCELINA

Debtor(s)

Case Number:

(If known)

Official Form 22C (Chapter 13) (04/07)

According to the calculations required by this statement:

The applicable commitment period is 3 years.

Disposable income is determined under § 1325(b)(3).

Disposable income is not determined under § 1325(b)(3).

(Check the box as directed in Lines 17 and 23 of this statement.)

# CHAPTER 13 STATEMENT OF CURRENT MONTHLY INCOME AND CALCULATION OF COMMITMENT PERIOD AND DISPOSABLE INCOME

In addition to Schedules I and J, this statement must be completed by every individual Chapter 13 debtor, whether or not filing jointly. Joint debtors may complete one statement only.

	P	art I. REP	ORT OF	INCOME				
Marital/filing status. Check the box that applies and complete the balance of this part of this statement a a.  Unmarried. Complete only Column A ("Debtor's Income") for Lines 2-10.  b.  Married. Complete both Column A ("Debtor's Income") and Column B ("Spouse's Income") for								
1						 Column A Debtor's Income		Column B Spouse's Income
2	Gross wages, salary, tips, bonuses, overtim	e, commission	ıs.			\$ 0.00	\$	
	Income from the operation of a business, pr the difference in the appropriate column(s) of L include any part of the business expenses of	ine 3. Do not er	nter a numbe	less than zero. <b>C</b>				
3	a. Gross receipts		\$	1,919.83				
	b. Ordinary and necessary operating expe	nses	\$	879.16	1			
	c. Business income		Subtract Li	ne b from Line a	1	\$ 1,040.67	\$	
4	Rent and other real property income. Subtra appropriate column(s) of Line 4. Do not enter a operating expenses entered on Line b as a comparating expenses.	number less th	an zero. <b>Do</b> i					
	b. Ordinary and necessary operating expe	nses	\$		+			
	c. Rent and other real property income	11000		ne b from Line a	+			
	117					\$ 0.00		
5	Interest, dividends, and royalties.					\$ 0.00		
6 Pension and retirement income.  Any amounts paid by another person or entity, on a regular basis, for the household expenses of the debtor or the debtor's dependents, including child or spousal support. Do not include amounts paid by the debtor's spouse.					\$ 0.00	•		
8	Unemployment compensation. Enter the amount of succession social Security Act, do not list the amount of succession amount in the space below:	received by you	u or your spo	use was a benefit	under the		*	
	Unemployment compensation claimed to be a benefit under the Social Security Act	Debtor \$	0.00	Spouse \$		\$ 0.00	\$	
0	Income from all other sources. If necessary, list additional sources on a separate page. Do not include any benefits received under the Social Security Act or payments received as a victim of a war crime, crime against humanity, or as a victim of international or domestic terrorism. Specify source and amount.							
9	a. b.			\$ \$				
	Total and enter on Line 9			\$ 0.00	\$			
10	Subtotal Add Lines 2 thru 9 in Column A and if Column B is completed add Lines 2 through 9 in				gh 9 in	\$ 1,040.67	\$	
11	Total. If Column B has been completed, add L total. If Column B has not been completed, entr				enter the	\$		1,040.67

Official Form 22C (Chapter 13) (04/07) - Cont.

	Part II. CALCULATION OF § 1325(b)(4) COMMITMENT PERIOD					
12	Enter the amount from Line 11.	\$	1,040.67			
13	<b>Marital Adjustment.</b> If you are married, but are not filing jointly with your spouse, AND if you contend that calculation of the commitment period under § 1325(b)(4) does not require inclusion of the income of your spouse, enter the amount of the income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of you or your dependents. Otherwise, enter zero.	\$	0.00			
14	Subtract Line 13 from Line 12 and enter the result.	\$	1,040.67			
15	Annualized current monthly income for § 1325(b)(4). Multiply the amount from Line 14 by the number 12 and enter the result.	\$	12,488.04			
16	<b>Applicable median family income.</b> Enter the median family income for the applicable state and household size. (This information is available by family size at <a href="www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)					
	a. Enter debtor's state of residence: Puerto Rico b. Enter debtor's household size: 1	\$	19,200.00			
17	Application of § 1325(b)(4). Check the applicable box and proceed as directed.  The amount on Line 15 is less than the amount on Line 16. Check the box for "The applicable commitment period is 3 years" at the top of page 1 of this statement and continue with this statement.  The amount on Line 15 is not less than the amount on Line 16. Check the box for "The applicable commitment period is 5 years" at the top of page 1 of this statement and continue with this statement.					

	Part III. APPLICATION OF § 1325(b)(3) FOR DETERMINING DISPOSABLE INCOME					
18	Enter the amount from Line 11.	\$	1,040.67			
19	<b>Marital Adjustment.</b> If you are married, but are not filing jointly with your spouse, enter the amount of the income listed in Line 10, Column B that was NOT paid on a regular basis for the household expenses of you or your dependents. If you are unmarried or married and filing jointly with your spouse, enter zero.	\$	0.00			
20	Current monthly income for § 1325(b)(3). Subtract Line 19 from Line 18 and enter the result.	\$	1,040.67			
21	Annualized current monthly income for § 1325(b)(3). Multiply the amount from Line 20 by the number 12 and enter the result.					
22	Applicable median family income. Enter the amount from Line 16.					
	Application of § 1325(b)(3). Check the applicable box and proceed as directed.					
23	The amount on Line 21 is more than the amount on Line 22. Check the box for "Disposable income is determined that the top of page 1 of this statement and complete the remaining parts of this statement.	mine	d under §			
	The amount on Line 21 is not more than the amount on Line 22. Check the box for "Disposable income is under § 1325(b)(3)" at the top of page 1 of this statement and complete Part VII of this statement. Do not complete Par					

	Part IV. CALCULATION OF DEDUCTIONS ALLOWED UNDER § 707(b)(2)				
		Subpart A: Deductions under Standards of	the Internal Revenue Se	ervice (IRS)	
24	National Standards: food, clothing, household supplies, personal care, and miscellaneous. Enter the "Total" amount from IRS National Standards for Allowable Living Expenses for the applicable family size and income level. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)				
25A	Local Standards: housing and utilities; non-mortgage expenses. Enter the amount of the IRS Housing and Utilities Standards; non-mortgage expenses for the applicable county and family size. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court).				
	Local Standards: housing and utilities; mortgage/rent expense. Enter, in Line a below, the amount of the IRS Housing and Utilities Standards; mortgage/rent expense for your county and family size (this information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> from the clerk of the bankruptcy court); enter on Line b the total of the Average Monthly Payments for any debts secured by your home, as stated in Line 47; subtract Line b from Line a and enter the result in Line 25B. Do not enter an amount less than zero.				
25B	a.	IRS Housing and Utilities Standards; mortgage/rental expense	\$		
	b.	Average Monthly Payment for any debts secured by your home, if any, as stated in Line 47	\$		
	C.	Net mortgage/rental expense	Subtract Line b from Line a	J	\$
26	Local Standards: housing and utilities; adjustment. If you contend that the process set out in Lines 25A and 25B does not accurately compute the allowance to which you are entitled under the IRS Housing and Utilities Standards, enter any additional amount to which you contend you are entitled, and state the basis for your contention in the space below:				\$

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Official Form 22C (Chapter 13) (04/07) - Cont.

		· · · · · · · · · · · · · · · · · · ·					
	expen	Il Standards: transportation; vehicle operation/public trans use allowance in this category regardless of whether you pay the expension you use public transportation.		n			
27		the number of vehicles for which you pay the operating expenses or for contribution to your household expenses in Line 7.	or which the operating expenses are included	d			
	□ 0 □ 1 □ 2 or more.						
	Enter the amount from IRS Transportation Standards, Operating Costs & Public Transportation Costs for the applicable number of vehicles in the applicable Metropolitan Statistical Area or Census Region. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.)						
		Il Standards: transportation ownership/lease expense; Veh you claim an ownership/lease expense. (You may not claim an ownershes.)					
	<u> </u>	2 or more.					
28	www.i	in Line a below, the amount of the IRS Transportation Standards, Own usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line by debts secured by Vehicle 1, as stated in Line 47; subtract Line b from other an amount less than zero.	the total of the Average Monthly Payments				
	a.	IRS Transportation Standards, Ownership Costs, First Car	\$				
	b.	Average Monthly Payment for any debts secured by Vehicle 1, as stated in Line 47	\$				
	C.	Net ownership/lease expense for Vehicle 1	Subtract Line b from Line a	\$			
20	Enter, www.i	Il Standards: transportation ownership/lease expense; Vehiced the "2 or more" Box in Line 23.  In Line a below, the amount of the IRS Transportation Standards, Own usdoj.gov/ust/ or from the clerk of the bankruptcy court); enter in Line by debts secured by Vehicle 2, as stated in Line 47; subtract Line b from inter an amount less than zero.	ership Costs, Second Car (available at the total of the Average Monthly Payments				
29	a.	IRS Transportation Standards, Ownership Costs, Second Car	\$				
	b.	Average Monthly Payment for any debts secured by Vehicle 2, as stated in Line 47	\$				
	C.	Net ownership/lease expense for Vehicle 2	Subtract Line b from Line a	\$			
30	Other Necessary Expenses: taxes. Enter the total average monthly expense that you actually incur for all federal, state, and local taxes, other than real estate and sales taxes, such as income taxes, self employment taxes, social security taxes, and Medicare taxes. Do not include real estate or sales taxes.						
31	Other Necessary Expenses: mandatory payroll deductions. Enter the total average monthly payroll						
32	insura	r Necessary Expenses: life insurance. Enter average monthly pance for yourself. Do not include premiums for insurance on your de					
		of insurance.	4-1	\$			
33	Other Necessary Expenses: court-ordered payments. Enter the total monthly amount that you are required to pay pursuant to court order, such as spousal or child support payments. Do not include payments on past due support obligations included in Line 49.						
34	Other Necessary Expenses: education for employment or for a physically or mentally challenged child. Enter the total monthly amount that you actually expend for education that is a condition of employment and for education that is required for a physically or mentally challenged dependent child for whom no public education providing similar services is available.						
35	Other Necessary Expenses: childcare. Enter the average monthly amount that you actually expend on childcare — such as baby-sitting, day care, nursery and preschool. Do not include other educational payments.						
36	Other Necessary Expenses: health care. Enter the average monthly amount that you actually expend on health						
37	Other Necessary Expenses: telecommunication services. Enter the average monthly amount that you actually pay for telecommunication services other than your basic home telephone service—such as cell phones, pagers, call waiting, caller id, special long distance, or internet service—to the extent necessary for your health and welfare or that of						
20		dependents. Do not include any amount previously deducted.	oog 24 through 27	\$			
38	ıota	I Expenses Allowed under IRS Standards. Enter the total of Lir	ies 24 miougn 3/.	\$			

49

claims), divided by 60.

#### Official Form 22C (Chapter 13) (04/07) - Cont. Subpart B: Additional Expense Deductions under § 707(b) Note: Do not include any expenses that you have listed in Lines 24-37 Health Insurance, Disability Insurance, and Health Savings Account Expenses. List and total the average monthly amounts that you actually pay for yourself, your spouse, or your dependents in each the following categories. Health Insurance 39 Disability Insurance \$ \$ C. Health Savings Account Total: Add Lines a. b and c \$ Continued contributions to the care of household or family members. Enter the actual monthly expenses that you will continue to pay for the reasonable and necessary care and support of an elderly, chronically ill, or disabled 40 member of your household or member of your immediate family who is unable to pay for such expenses. Do not include payments listed in Line 34. \$ Protection against family violence. Enter any average monthly expenses that you actually incurred to maintain the 41 safety of your family under the Family Violence Prevention and Services Act or other applicable federal law. The nature of these expenses is required to be kept confidential by the court. \$ Home energy costs. Enter the average monthly amount, in excess of the allowance specified by IRS Local Standards 42 for Housing and Utilities, that you actually expend for home energy costs. You must provide your case trustee with documentation demonstrating that the additional amount claimed is reasonable and necessary. Education expenses for dependent children less than 18. Enter the average monthly expenses that you actually incur, not to exceed \$137.50 per child, in providing elementary and secondary education for your dependent 43 children less than 18 years of age. You must provide your case trustee with documentation demonstrating that the amount claimed is reasonable and necessary and not already accounted for in the IRS Standards. \$ Additional food and clothing expense. Enter the average monthly amount by which your food and clothing expenses exceed the combined allowances for food and apparel in the IRS National Standards, not to exceed five 44 percent of those combined allowances. (This information is available at www.usdoj.gov/ust/ or from the clerk of the bankruptcy court.) You must provide your case trustee with documentation demonstrating that the additional amount claimed is reasonable and necessary. \$ Continued charitable contributions. Enter the amount that you will continue to contribute in the form of cash or 45 financial instruments to a charitable organization as defined in 26 U.S.C. § 170(c)(1)-(2). \$ 46 Total Additional Expense Deductions under § 707(b). Enter the total of Lines 39 through 45 \$ **Subpart C: Deductions for Debt Payment** Future payments on secured claims. For each of your debts that is secured by an interest in property that you own, list the name of the creditor, identify the property securing the debt, and state the Average Monthly Payment. The Average Monthly Payment is the total of all amounts contractually due to each Secured Creditor in the 60 months following the filing of the bankruptcy case, divided by 60. Mortgage debts should include payments of taxes and insurance required by the mortgage. If necessary, list additional entries on a separate page. 60-month Name of Creditor Property Securing the Debt Average Pmt 47 \$ a. b. \$ c. \$ Total: Add lines a, b and c. \$ Other payments on secured claims. If any of debts listed in Line 47 are secured by your primary residence, a motor vehicle, or other property necessary for your support or the support of your dependents, you may include in your deduction 1/60th of any amount (the "cure amount") that you must pay the creditor in addition to the payments listed in Line 47, in order to maintain possession of the property. The cure amount would include any sums in default that must be paid in order to avoid repossession or foreclosure. List and total any such amounts in the following chart. If necessary, list additional entries on a separate page. 1/60th of the 48 Name of Creditor Property Securing the Debt Cure Amount \$ a. \$ b. \$ C. Total: Add lines a, b and c. \$

Payments on priority claims. Enter the total amount of all priority claims (including priority child support and alimony

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Official Form 22C (Chapter 13) (04/07) - Cont.

50		pter 13 administrative expenses. Multiply the amount in Line a by nistrative expense.	y the amount in Line b, and enter	the resulting			
	a.	Projected average monthly Chapter 13 plan payment.	\$				
	b.	Current multiplier for your district as determined under schedules issued by the Executive Office for United States Trustees. (This information is available at <a href="https://www.usdoj.gov/ust/">www.usdoj.gov/ust/</a> or from the clerk of the bankruptcy court.)	х				
	C.	Average monthly administrative expense of Chapter 13 case	Total: Multiply Lines a and b		\$		
51	Tota	Il Deductions for Debt Payment. Enter the total of Lines 47 through	gh 50.		\$		
	Subpart D: Total Deductions Allowed under § 707(b)(2)						
52	Total of all deductions allowed under § 707(b)(2). Enter the total of Lines 38, 46, and 51.						
					•		

	Part V. DETERMINATION OF DISPOSABLE INCOME UNDER § 1325(b)(2	2)
53	Enter current monthly income. Enter the amount from Line 20.	\$
54	<b>Support Income.</b> Enter the monthly average of any child support payments, foster care payments, or disability payments for a dependent child, included in Line 7, that you received in accordance with applicable nonbankruptcy law, to the extent reasonably necessary to be expended for such child.	\$
55	<b>Qualified retirement deductions.</b> Enter the monthly average of (a) all contributions or wage deductions made to qualified retirement plans, as specified in § 541(b)(7) and (b) all repayments of loans from retirement plans, as specified in § 362(b)(19).	\$
56	Total of all deductions allowed under § 707(b)(2). Enter the amount from Line 52.	\$
57	<b>Total adjustments to determine disposable income.</b> Add the amounts on Line 54, 55, and 56 and enter the result.	\$
58	Monthly Disposable Income Under § 1325(b)(2). Subtract Line 57 from Line 53 and enter the result.	\$

### Part VI. ADDITIONAL EXPENSE CLAIMS

Other Expenses. List and describe any monthly expenses, not otherwise stated in this form, that are required for the health and welfare of you and your family and that you contend should be an additional deduction from your current monthly income under § 707(b)(2)(A)(ii)(I). If necessary, list additional sources on a separate page. All figures should reflect your average monthly expense for each item. Total the expenses.

	Expense Description	Monthly Amount
a.		\$
b.		\$
c.		\$
	Total: Add Lines a, b and c	\$

Part VII. VERIFICATION						
	I declare under penalty of perjury that the information provided in this statement is true and correct. (If this a joint case, both debtors must sign.)					
60	Date: <b>July 26, 2007</b>	Signature: /s/ MARCELINA APONTE FONTANEZ  (Debtor)				
	Date:	Signature: (Joint Debtor, if any)				

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#### UNITED STATES BANKRUPTCY COURT

### NOTICE TO INDIVIDUAL CONSUMER DEBTOR UNDER § 342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case. You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses.

### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

### Chapter 7: Liquidation (\$245 filing fee, \$39 administrative fee, \$15 trustee surcharge: Total fee \$299)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.
- 2. Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

### <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$39 administrative fee: Total fee \$274)

- 1. Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in instalments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them,

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using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

3. After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$39 administrative fee: Total fee \$1039)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$39 administrative fee: Total fee \$239)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court.

#### Certificate of [Non-Attorney] Bankruptcy Petition Preparer

I, the [non-attorney] bankruptcy petition preparer signing the debtor's petition, hereby certify that I delivered to the debtor this notice required by  $\S 342(b)$  of the Bankruptcy Code.

Printed Name and title, if any, of Bankruptcy Petition Preparer Address:	Social Security number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer,
X	principal, responsible person, or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)
Signature of Bankruptcy Petition Preparer of officer, principal, responsible person, or partner whose Social Security number is provided above.	-

I (We), the debtor(s), affirm that I (we) have received and read this notice.

APONTE FONTANEZ, MARCELINA	X /s/ MARCELINA APONTE FONTANEZ	7/26/2007
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X	
	Signature of Joint Debtor (if any)	Date

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Official Form 6 - Summary (10/06)

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### **United States Bankruptcy Court District of Puerto Rico**

IN RE:		Case No.
APONTE FONTANEZ, MARCELINA		Chapter 13
	Debtor(s)	•

#### SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 146,000.00		
B - Personal Property	Yes	2	\$ 26,025.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 5,895.00	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	1		\$ 0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	2		\$ 30,659.17	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 1,890.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			\$ 1,690.00
	TOTAL	12	\$ 172,025.00	\$ 36,554.17	

### Official Form 6 - Statistical Summary (10/06)

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### **United States Bankrupcty Court District of Puerto Rico**

IN RE:	Case No
APONTE FONTANEZ, MARCELINA	Chapter 13
Debtor(s)	

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 0.00

#### **State the following:**

Average Income (from Schedule I, Line 16)	\$ 1,890.00
Average Expenses (from Schedule J, Line 18)	\$ 1,690.00
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 1,040.67

#### **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 0.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 30,659.17
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 30,659.17

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IN RE APONTE FONTANEZ, MARCELINA

Case No.	
 _	

Debtor(s)

#### **SCHEDULE A - REAL PROPERTY**

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint or "C" for Community in the column labeled "HWJC." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	H W J C	CURRENT VALUE OF DEBTORS INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
Debtor owns a residential property located at Beatriz Ward Road 1 KM 52.3 in Cayey Puerto Rico. The lot of land is property of Puerto Rico Government. This property consists of: 3 (three) bedrooms, 1 (one) bathrooms, living & dinning room, kitchen and balcony.			146,000.00	0.00

TOTAL

146,000.00

(Report also on Summary of Schedules)

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Case No.

Debtor(s)

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H" for Husband, "W" for Wife, "J" for Joint, or "C" for Community in the column labeled "HWJC." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." In providing the information requested in this schedule, do not include the name or address of a minor child. Simply state "a minor child."

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.	Х			
2.	Checking, savings or other financial accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.	X			
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		Misc. Household Goods and Furnishings consisting of: Living Room, Dining Room, Refrigerator, Stove, Oven, Washer Machine, Misc. Cooking Utensils, Bedroom Set, TV, DVD, Stereo		4,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		Clothes and personal effects.		500.00
7.	Furs and jewelry.	X			
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	Х			
10.	Annuities. Itemize and name each issue.	X			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(3). 11 U.S.C. § 521(c); Rule 1007(b)).	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	X			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	X			
16.	Accounts receivable.	X			

\_\_\_\_ Case No. \_\_\_\_

Debtor(s)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	H W J C	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	Х			
18.	Other liquidated debts owing debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	X			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	Х			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) in customer lists or similar compilations provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and other vehicles and accessories.		2002 Toyota Highlander		13,525.00
26.	Boats, motors, and accessories.	X			
27.	Aircraft and accessories.	X			
28.	Office equipment, furnishings, and supplies.	X			
29.	Machinery, fixtures, equipment, and supplies used in business.	Х			
30.	Inventory.		Inventory; Tables, Chairs, Miscellaneous kitchen equipments, Refrigerator, Stove, Oven, Foods, Bottle Racks, Cash Register, etc.		8,000.00
31.	Animals.	Х			
32.	Crops - growing or harvested. Give particulars.	Х			
33.	Farming equipment and implements.	Х			
34.	Farm supplies, chemicals, and feed.	X			
35.	Other personal property of any kind not already listed. Itemize.	Х			
			ТОТ	14.	26,025.00

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		Case No.	
2)			

Debtor(s)

#### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: (Check one box)	Check if debtor claims a homestead exemption that exceeds \$136,875
<b></b>	

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

DESCRIPTION OF PROPERTY	SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING
SCHEDULE A - REAL PROPERTY			EXEMPTIONS
Debtor owns a residential property located at Beatriz Ward Road 1 KM 52.3 in Cayey Puerto Rico. The lot of land is property of Puerto Rico Government. This property consists of: 3 (three) bedrooms, 1 (one) bathrooms, living & dinning room, kitchen and balcony.	11 USC § 522(d)(1)	20,200.00	146,000.00
SCHEDULE B - PERSONAL PROPERTY			
Misc. Household Goods and Furnishings consisting of: Living Room, Dining Room, Refrigerator, Stove, Oven, Washer Machine, Misc. Cooking Utensils, Bedroom Set, TV, DVD, Stereo	11 USC § 522(d)(3)	4,000.00	4,000.00
Clothes and personal effects.	11 USC § 522(d)(3)	500.00	500.00
2002 Toyota Highlander	11 USC § 522(d)(2) 11 USC § 522(d)(5)	3,225.00 4,405.00	13,525.00
Inventory; Tables, Chairs, Miscellaneous kitchen equipments, Refrigerator, Stove, Oven, Foods, Bottle Racks, Cash Register, etc.	11 USC § 522(d)(5)	1,075.00	8,000.00

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Debtor(s)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

Case No.

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. <b>70404000388230001</b>			Installment account opened 11/01				5,895.00	
TOYOTA MOTOR CREDIT 300 LAS CUMBRES AVE RIO PIEDRAS, PR 00926			VALUE \$ 13,525.00					
ACCOUNT NO.			VALUE \$ 13,323.00					
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
ACCOUNT NO.								
			VALUE \$					
occurring continuation sheets attached			(Total of th		otot		\$ 5,895.00	\$
		J)	Use only on last page of the completed Schedule D. Report the Summary of Schedules, and if applicable, on the St Summary of Certain Liabilities and Relate	als	stic	n al	\$ 5,895.00	\$

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IN RE APONTE FONTANEZ, MARCELINA

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Debtor(s)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

Case No.

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data.

or 13 report this total also on the Statistical Summary of Certain Liabilities and Related Data. Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts who file a case under chapter 7 report this total also on the Statistical Summary of Certain Liabilities and Related Data. Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) **Domestic Support Obligations** Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$10,950\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,400\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). **Deposits by individuals** Claims of individuals up to \$2,425\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10). \* Amounts are subject to adjustment on April 1, 2010, and every three years thereafter with respect to cases commenced on or after the date of adjustment. O continuation sheets attached

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Debtor(s)

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Case No.

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112. If "a minor child" is stated, also include the name, address, and legal relationship to the minor child of a person described in Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts filing a case under chapter 7, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F. HUSBAND, WIFE, JOINT, OR COMMUNITY UNLIQUIDATED CONTINGENT DISPUTED CREDITOR'S NAME, MAILING ADDRESS DATE CLAIM WAS INCURRED AND AMOUNT INCLUDING ZIP CODE, AND ACCOUNT NUMBER. CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE CLAIM (See Instructions Above.) ACCOUNT NO. 11354665-001-2 Utility AAA PO BOX 70101 SAN JUAN, PR 00936-8101 700.00 ACCOUNT NO. 043026118690013 Utility AEE PO BOX 363508 SAN JUAN, PR 00936-3508 1,200.00 Revolving account opened 6/05 ACCOUNT NO. 6032593010377318 CITIFINANCIAL 111 CARR 174 STE 2 BAYAMON, PR 00959 1,156.00 Installment account opened 5/05 ACCOUNT NO. 6075020825103952 CITIFINANCIAL PLUS **PO BOX 499** HANOVER, MD 21076 12.121.00

1 continuation sheets attached

Subtotal (Total of this page) \$

15,177.00

Total

(Use only on last page of the completed Schedule F. Report also on the Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)

Debtor(s)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

\_\_\_\_ Case No. \_\_\_\_

		(1	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 5491-5402-3377-4801			Revolving account opened 8/96				
CITIUSA PO BOX 6241 SIOUX FALLS, SD 57117							3,120.00
ACCOUNT NO. 5761							-
GOMERA EDWIN HC 71 BOX 6972 CAYEY, PR 00736	-						591.20
ACCOUNT NO. 905050597748003			Installment account opened 5/05				001120
ISLAND FIN PO BOX 71504 SAN JUAN, PR 00936	_		motamilion account openion cros				3,985.00
ACCOUNT NO. 10313							· · · · · · · · · · · · · · · · · · ·
PAPOS COMERCIAL HC 71 BOX 7235 CAYEY, PR 00736	_						4 527 07
L GGGYYWWY 504004045004			Revolving account opened 2/05				4,537.97
ACCOUNT NO. 504994015884  SEARS PO BOX 6189 SIOUX FALLS, SD 57117	-		Revolving account opened 2/03				3,248.00
ACCOUNT NO.							,
ACCOUNT NO.							
Sheet no1 of1 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of th	Sub is p	tota age	al e)	\$ 15,482.17
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the S Summary of Certain Liabilities and Relate	als atis	Fota o o stica	al n al	\$ 30,659.17

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Debtor(s)

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Case No.

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed.R. Bankr. P. 1007(m).

✓ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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	Case No.

Debtor(s)

#### **SCHEDULE H - CODEBTORS**

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, indicate that by stating "a minor child" and do not disclose the child's name. See 11 U.S.C. § 112; Fed. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

Debtor(s)

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

Case No.

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child.

Debtor's Marital Status	DEPENDENTS OF	DEBTOR AND	SPOUS	E		
Divorced	RELATIONSHIP(S):				AGE(S):	
EMPLOYMENT:	DEBTOR			SPOUSE		
Occupation Name of Employer How long employed Address of Employer						
	erage or projected monthly income at time case filed) ages, salary, and commissions (prorate if not paid mont me	hly)	\$ \$	DEBTOR	\$ \$	POUSE
<ul><li>3. SUBTOTAL</li><li>4. LESS PAYROLL DEDUction</li><li>a. Payroll taxes and Social</li></ul>			\$ \$	0.00	\$ \$	
<ul><li>b. Insurance</li><li>c. Union dues</li></ul>			\$ \$ \$ \$		\$ \$ \$	
5. SUBTOTAL OF PAYRO			\$ \$	0.00		
6. TOTAL NET MONTHI		1 -4-4	\$ \$	1,890.00	·	
<ul><li>8. Income from real property</li><li>9. Interest and dividends</li></ul>			\$ \$ \$	1,890.00	\$ \$	
10. Alimony, maintenance of that of dependents listed about 11. Social Security or other security or other security or other security.		r's use or	\$		\$	
(Specify)	coma		\$ \$		\$ \$	
13. Other monthly income					\$ \$	
			\$ \$		\$ \$	
14. SUBTOTAL OF LINE 15. AVERAGE MONTHL	S 7 THROUGH 13 Y INCOME (Add amounts shown on lines 6 and 14)		\$ \$	1,890.00 1,890.00	\$ \$	
	GE MONTHLY INCOME: (Combine column totals appear total reported on line 15)	from line 15;		\$	1,890.00	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

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IN RE APONTE FONTANEZ, MARCELINA

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Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR	$(\mathbf{S})$	
Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate quarterly, semi-annually, or annually to show monthly rate.	any payments i	made biweekly,
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete expenditures labeled "Spouse."	a separate	schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	
a. Are real estate taxes included? Yes No		
b. Is property insurance included? Yes No  2. Utilities:		
a. Electricity and heating fuel	\$	95.00
b. Water and sewer	\$	60.00
c. Telephone	\$	65.00
d. Other <b>Gas</b>	\$	25.00
	\$	
3. Home maintenance (repairs and upkeep)	\$	60.00
4. Food	\$	260.00
5. Clothing	\$	40.00
6. Laundry and dry cleaning	\$	
7. Medical and dental expenses	\$	25.00
8. Transportation (not including car payments)	\$	
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	70.00
10. Charitable contributions	\$	
11. Insurance (not deducted from wages or included in home mortgage payments)	Φ.	
a. Homeowner's or renter's	\$	
b. Life	\$	
c. Health	\$	
d. Auto	<b>\$</b>	
e. Other	— \$ ——	
12. Taxes (not deducted from wages or included in home mortgage payments)	•	
(Specify)	\$	
(Specify)	\$	
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)	v	
a. Auto	\$	
b. Other	\$	
	\$	
14. Alimony, maintenance, and support paid to others	\$	
15. Payments for support of additional dependents not living at your home	\$	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	900.00
17. Other Gasoline And Oil	\$	60.00
Beauty	\$	30.00
	\$	
<b>18. AVERAGE MONTHLY EXPENSES</b> (Total lines 1-17. Report also on Summary of Schedules and, if		4 000 00
applicable, on the Statistical Summary of Certain Liabilities and Related Data.	\$	1,690.00
19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of	of this docum	nent:
None		

#### 20. STATEMENT OF MONTHLY NET INCOME

a. Average monthly income from Line 15 of Schedule I	\$ 1,890.00
b. Average monthly expenses from Line 18 above	\$1,690.00
c. Monthly net income (a. minus b.)	\$ 200.00

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IN RE APONTE FONTANEZ, MARCELINA

Debtor(s)

Case No.

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **14** sheets (total shown on summary page plus 2), and that they are true and correct to the best of my knowledge, information, and belief. Date: July 26, 2007 Signature: /s/ MARCELINA APONTE FONTANEZ Debtor MARCELINA APONTE FONTANEZ Signature: \_ (Joint Debtor, if any) [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP (the president or other officer or an authorized agent of the corporation or a

knowledge, information, and belief. Signature:

(corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my

(Print or type name of individual signing on behalf of debtor)

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

member or an authorized agent of the partnership) of the

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# **District of Puerto Rico**

IN RE:	Case No.
APONTE FONTANEZ, MARCELINA	Chapter <b>13</b>
Debtor(s)	
BUSINESS INCOME AND EXPENSI	ES
FINANCIAL REVIEW OF THE DEBTOR'S BUSINESS (Note: ONLY INCLUD) operation.)	$\underline{E}$ information directly related to the business
PART A - GROSS BUSINESS INCOME FOR THE PREVIOUS 12 MONTHS:	
1. Gross Income For 12 Months Prior to Filing:	\$
PART B - ESTIMATED AVERAGE FUTURE GROSS MONTHLY INCOME:	
2. Gross Monthly Income:	\$ 1,890.00
PART C - ESTIMATED FUTURE MONTHLY EXPENSES:	
<ol> <li>Net Employee Payroll (Other Than Debtor)</li> <li>Payroll Taxes</li> <li>Unemployment Taxes</li> <li>Worker's Compensation</li> <li>Other Taxes</li> <li>Inventory Purchases (Including raw materials)</li> <li>Purchase of Feed/Fertilizer/Seed/Spray</li> <li>Rent (Other than debtor's principal residence)</li> <li>Utilities</li> <li>Office Expenses and Supplies</li> <li>Repairs and Maintenance</li> <li>Vehicle Expenses</li> <li>Travel and Entertainment</li> <li>Equipment Rental and Leases</li> <li>Legal/Accounting/Other Professional Fees</li> <li>Insurance</li> <li>Employee Benefits (e.g., pension, medical, etc.)</li> <li>Payments to be Made Directly by Debtor to Secured Creditors for Pre-Petition Business Debts (Specify):</li> </ol>	\$
21. Other (Specify):	\$
22. Total Monthly Expenses (Add items 3-21)	\$900.00
PART D - ESTIMATED AVERAGE <u>NET</u> MONTHLY INCOME	
23. AVERAGE NET MONTHLY INCOME (Subtract Item 22 from Item 2)	\$ 990.00

Official Form 7 (04/07)

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#### **United States Bankruptcy Court District of Puerto Rico**

IN RE:	Case No
APONTE FONTANEZ, MARCELINA	Chapter 13
Debtor(s)	

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. Do not include the name or address of a minor child in this statement. Indicate payments, transfers and the like to minor children by stating "a minor child." See 11 U.S.C. § 112; Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 -25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE

5,000.00 2005 Income from debtor

4,200.00 2006 Income from debtor

11,519.00 2007 Income from debtor YTD@

#### 2. Income other than from employment or operation of business

None State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within 90 days immediately preceding the commencement of this case if the aggregate value of all property that constitutes or is affected by such transfer is not less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and creditor counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Roberto Figueroa-Carrasquillo PO Box 193677 San Juan, PR 00919-3677 **Consumer Credit Counseling** 1 A Calle Nazario

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 7/2/2007

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY

546.00

7/17/2007 50.00

Esq, Dr. Goyco Y Padilla Caguas, PR 00725

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#### 10. Other transfers

None a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.



#### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

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None	c. List all judicial or administrative j	proceedings,	including settlements or	orders, under any Environmental Law w	rith respect to which the debtor
$\checkmark$	is or was a party. Indicate the name	and address	of the governmental unit	that is or was a party to the proceeding.	, and the docket number.

18. N	ature, location and name of busine	ess			
None	of all businesses in which the deb proprietor, or was self-employed i	tor was an officer, d n a trade, profession which the debtor ow	taxpayer identification numbers, nature of irector, partner, or managing executive at, or other activity either full- or part-time of 5 percent or more of the voting or	of a corporation, part ne within <b>six years</b> in	ner in a partnership, sole imediately preceding the
		or was a partner or o	axpayer identification numbers, nature or wned 5 percent or more of the voting or		
		or was a partner or o	taxpayer identification numbers, nature of wheel 5 percent or more of the voting of		
NAM El <b>A</b> l	E mendro	TAXPAYER I.D. NUMBER	ADDRESS Beatriz Ward Road 1 Km 52.3 Cayey, PR 00736	NATURE OF BUSINESS <b>Cafeteria</b>	BEGINNING AND ENDING DATES Beginning Date: 9/1992 Ending Date: None
None	b. Identify any business listed in re	esponse to subdivision	n a., above, that is "single asset real esta	te" as defined in 11 U.	S.C. § 101.
the <b>si</b> than 5	x years immediately preceding the o	commencement of thi	nat is a corporation or partnership and by is case, any of the following: an officer, on; a partner, other than a limited partner	director, managing exe	ecutive, or owner of more
years			he statement <b>only</b> if the debtor is or has b A debtor who has not been in business		
19. B	ooks, records and financial statem	ents			
None	a. List all bookkeepers and account keeping of books of account and re		wo years immediately preceding the fili	ng of this bankruptcy c	ase kept or supervised the
Marti Po B	E AND ADDRESS in Mendez Reyes ox 1999 a, PR 00739		DATES SERVICES RENDERED //1992		
None	b. List all firms or individuals who vand records, or prepared a financia		mmediately preceding the filing of this better.	ankruptcy case have aud	dited the books of account
None	c. List all firms or individuals who debtor. If any of the books of accord		mmencement of this case were in posses ot available, explain.	ssion of the books of a	ccount and records of the
None	d. List all financial institutions, crewithin the <b>two years</b> immediately		ties, including mercantile and trade age encement of the case by the debtor.	ncies, to whom a finan	cial statement was issued

20. Inventories

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None a. List the dates of the last two inventories taken of your property, the name of the person who supervised the taking of each inventory, and the dollar amount and basis of each inventory.

DATE OF INVENTORY **6/2007** 

INVENTORY SUPERVISOR Marcelina Aponte Fontanez

DOLLAR AMOUNT OF INVENTORY (Specify cost, market, or other basis) **Dollar Amount of Inventory: \$8,000.** 

STATEMENT OF FINANCIAL AFFAIRS

DATE OF INVENTORY	NAME AND ADDRESS OF CUSTODIAN OF INVENTORY RECORDS
6/2007	Marcelina Aponte Fontanez HC 71 Box 6970 Beatriz Ward Cayey, PR 00736
21. Current Partners, Officers, Director	and Shareholders
None a. If the debtor is a partnership, list	e nature and percentage of partnership interest of each member of the partnership.
	ll officers and directors of the corporation, and each stockholder who directly or indirectly owns, controls ng or equity securities of the corporation.
22. Former partners, officers, directors	nd shareholders
None a. If the debtor is a partnership, list e of this case.	ch member who withdrew from the partnership within <b>one year</b> immediately preceding the commencement
None b. If the debtor is a corporation, lis preceding the commencement of this	all officers, or directors whose relationship with the corporation terminated within <b>one year</b> immediatel case.
23. Withdrawals from a partnership or o	stributions by a corporation
	ation, list all withdrawals or distributions credited or given to an insider, including compensation in any formations exercised and any other perquisite during <b>one year</b> immediately preceding the commencement of this
24. Tax Consolidation Group	
	name and federal taxpayer identification number of the parent corporation of any consolidated group for ta n a member at any time within <b>six years</b> immediately preceding the commencement of the case.
25. Pension Funds.	
	ne name and federal taxpayer identification number of any pension fund to which the debtor, as an employer at any time within <b>six years</b> immediately preceding the commencement of the case.
[If completed by an individual or indiv	dual and spouse]
I declare under penalty of periury that I	ave read the answers contained in the foregoing statement of financial affairs and any attachment
thereto and that they are true and corre	t.

Date: \_\_\_\_\_\_ Signature \_\_\_\_\_ of Joint Debtor

\_\_\_\_\_**0** continuation pages attached

(if any)

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

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IN RE:		Case No
APONTE FONTANEZ, MARCELINA		Chapter 13
	Debtor(s)	<u> </u>
	VERIFICATION OF CREDITOR M	MATRIX
The above named debtor(s) hereby ve	erify(ies) that the attached matrix listing cr	reditors is true to the best of my(our) knowledge.
Date: <b>July 26, 2007</b>	Signature: /s/ MARCELINA APONTE FO	NTANEZ
	MARCELINA APONTE FONT	<b>ANEZ</b> Debtor
Date:	Signature:	
<u> </u>	-	Joint Debtor, if any

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APONTE FONTANEZ, MARCELINA HC 71 BOX 6970 BEATRIZ WARD CAYEY, PR 00736 SEARS PO BOX 6189 SIOUX FALLS, SD 57117

/S/R. FIGUEROA CARRASQUILLO ATTORNEY AT LAW PO BOX 193677 SAN JUAN, PR 00919-3677 TOYOTA MOTOR CREDIT 300 LAS CUMBRES AVE RIO PIEDRAS, PR 00926

AAA PO BOX 70101 SAN JUAN, PR 00936-8101

AEE PO BOX 363508 SAN JUAN, PR 00936-3508

CITIFINANCIAL 111 CARR 174 STE 2 BAYAMON, PR 00959

CITIFINANCIAL PLUS PO BOX 499 HANOVER, MD 21076

CITIUSA PO BOX 6241 SIOUX FALLS, SD 57117

GOMERA EDWIN HC 71 BOX 6972 CAYEY, PR 00736

ISLAND FIN PO BOX 71504 SAN JUAN, PR 00936

PAPOS COMERCIAL HC 71 BOX 7235 CAYEY, PR 00736